

BALLARD SPAHR LLP
100 NORTH CITY PARKWAY, SUITE 1750
LAS VEGAS, NEVADA 89106
(702) 471-7000 FAX (702) 471-7070

Abran E. Vigil
Nevada Bar No. 7548
Matthew D. Lamb
Nevada Bar No. 12991
Joseph P. Sakai
Nevada Bar No. 13578
BALLARD SPAHR LLP
100 North City Parkway, Suite 1750
Las Vegas, Nevada 89106
Telephone: (702) 471-7000
Facsimile: (702) 471-7070
vigila@ballardspahr.com
lambm@ballardspahr.com
sakaij@ballardspahr.com

*Attorneys for Plaintiff/Counter-
Defendant*

**UNITED STATES DISTRICT COURT
DISTRICT OF NEVADA**

CAPITAL ONE, NATIONAL ASSOCIATION,
a national banking association,

Plaintiff,

vs.

SFR INVESTMENTS POOL 1, LLC, a Nevada
limited liability company; SOUTHERN
HIGHLANDS COMMUNITY ASSOCIATION,
a Nevada non-profit corporation,

Defendants.

Case No. 2:15-cv-01324-KJD-PAL

**STIPULATION EXTENDING
DEADLINE TO RESPOND TO
MOTION TO STRIKE
DISCLOSURES AND EXHIBITS**

(First Request)

SFR INVESTMENTS POOL 1, LLC, a Nevada
limited liability company,

Counterclaimant/Cross-Claimant,

vs.

CAPITAL ONE, NATIONAL ASSOCIATION,
a national banking association; and EILAT
BENARON, an individual,

Counter-Defendants/Cross-Defendants.

Plaintiff Capital One, National Association (“Capital One”), defendant SFR
Investments Pool 1, LLC (“SFR”), and defendant Southern Highlands Community

1 Association ("Southern Highlands," and together with Capital One and SFR, the
2 "Parties") stipulate as follows:

3 1. On January 31, 2017, SFR filed its Emergency Motion to Strike
4 Disclosures and Exhibits or Alternatively Motion to Reopen Discovery for Limited
5 Purpose of Conducting Additional Discovery and to Allow Supplemental Briefing
6 (ECF No. 68).

7 2. On February 2, 2017, Southern Highlands filed a joinder to the motion
8 (ECF No. 69).

9 3. On February 6, 2017, the Court entered a minute order which directed
10 the Parties to brief the motion in the normal course (ECF No. 74).

11 4. Pursuant to the order and LR 7-2(b), the current deadline for Capital
12 One to respond to SFR's motion is February 14, 2017.

13 5. Capital One has not completed its response due to the time required to
14 draft replies in support of its motion for summary judgment (ECF No. 63) and due to
15 ongoing case law developments, including Bourne Valley Court Tr. v. Wells Fargo
16 Bank, NA, 832 F.3d 1154 (9th Cir. 2016), and Saticoy Bay LLC v. Wells Fargo Home
17 Mortg., No. 68630, 133 Nev. Adv. Rep. 5 (2017).

18
19 *[Remainder of page intentionally left blank]*
20
21
22
23
24
25
26
27
28

6. Accordingly, the Parties agree to extend the deadline for Capital One to respond to SFR's motion (ECF No. 68) by two weeks, to February 28, 2017.

Dated: February 14, 2017.

BALLARD SPAHR LLP

By: /s/ Matthew D. Lamb

Abran E. Vigil
Nevada Bar No. 7548
Matthew D. Lamb
Nevada Bar No. 12991
Joseph P. Sakai
Nevada Bar No. 13578
100 North City Pkwy, Suite 1750
Las Vegas, Nevada 89106

ATTORNEYS FOR CAPITAL ONE, NATIONAL ASSOCIATION

KIM GILBERT EBRON

By: /s/ Diana Cline Ebron

Diana Cline Ebron
Nevada Bar No. 10580
Jacqueline Gilbert
Nevada Bar No. 10593
Karen L. Hanks
Nevada Bar No. 9578
7625 Dean Martin Drive, Suite 110
Las Vegas, Nevada 89139

ATTORNEYS FOR SFR INVESTMENTS POOL 1, LLC

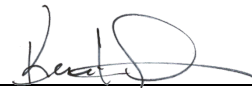
ALVERSON TAYLOR MORTENSEN & SANDERS

By: /s/ David J. Rothenberg

Kurt R. Bonds
Nevada Bar No. 6228
David J. Rothenberg
Nevada Bar No. 13576
7401 West Charleston Blvd.
Las Vegas, Nevada 89117

ATTORNEYS FOR SOUTHERN HIGHLANDS COMMUNITY ASSOCIATION

IT IS SO ORDERED:



UNITED STATES DISTRICT JUDGE
KENT J. DAWSON

Dated: February 21, 2017.